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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/703,272	10/31/2000	Paul G. Allen	4000.2.4	9000

21552 7590 02/19/2002

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EXAMINER

DESIR, JEAN WICEL

ART UNIT

PAPER NUMBER

2614

DATE MAILED: 02/19/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

NM

NM.

Office Action Summary	Application No.		Applicant(s)	
	09/703,272		ALLEN ET AL.	
	Examiner		Art Unit	
	Jean W. Désir		2614	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-8 is/are pending in the application.
- 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) ____ is/are allowed.
- 6) ☒ Claim(s) 1-6 is/are rejected.
- 7) ☒ Claim(s) 7 and 8 is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on ____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on ____ is: a) ☐ approved b) ☐ disapproved by the Examiner.
If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. §§ 119 and 120

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. ____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
* See the attached detailed Office action for a list of the certified copies not received.
- 14) ☒ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) Paper No(s). ____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449) Paper No(s) <u>4</u> . | 6) <input type="checkbox"/> Other: |

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent.

2. Claims 1-6 are rejected under 35 U.S.C. 102(e) as being anticipated by Bruck et al (6,008,836).

Claim 1:

Bruck discloses:

“a display area for displaying broadcast television and internet related content”, see Fig. 3 item 62 which is a display area as claimed;

“a personalized category area which includes a plurality of personalized content categories and which provides access to content in those personalized content categories”, see left area of the display area 62 of Fig. 3 which is a personalized category area as claimed;

“a personal monitoring area for monitoring a plurality of types of personal communications and for providing access to interfaces for those types of personal communications”, see top area of the display area 62 of Fig. 3 which is a personal monitoring area as claimed.

Claim 2 is disclosed, see Fig. 4A.

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Claim 3, Bruck discloses:

"a first side of the display area along which the personalized category area is aligned", see left side of the display area 62 of Fig. 3 which is a first side as claimed;

"a second side of the display area along which the personal monitoring area is aligned", see top side of the display area 62 of Fig. 3 which is a second side as claimed;

"wherein the first and second sides are perpendicular to each other so as to form a L-shaped configuration" see Fig. 3 which clearly shows that the first side and second side are perpendicular and they form a L-shaped configuration as claimed.

Claims 4-6 are disclosed, see Fig. 1B item 11 which shows an input device (a remote control) having a first pair of arrows, a second pair of arrows, where switching occurs automatically, as claimed in claims 4-6.

3. Claims 1-6 are rejected under 35 U.S.C. 102(e) as being anticipated by Anderson et al (6,219,042).

Claim 1:

Anderson discloses:

"a display area for displaying broadcast television and internet related content", see Fig. 3 display area labels WEB CONTENT and TV PICTURE;

"a personalized category area which includes a plurality of personalized content categories and which provides access to content in those personalized content categories", see left area of the display area labels WEB CONTENT and TV PICTURE of Fig. 3;

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“a personal monitoring area for monitoring a plurality of types of personal communications and for providing access to interfaces for those types of personal communications”, see top area of the display area labels WEB CONTENT and TV PICTURE of Fig. 3.

Claim 2 is inherent to Anderson's disclosure.

Claim 3 is disclosed, see Fig. 3 which shows: a first side (the left area as pointed out above), a second side (the top area as pointed out above), they are perpendicular and they form a L-shaped configuration, as claimed in claim 3.

Claims 4-6 are disclosed, see Fig. 6 which shows an input device (a remote control) having a first pair of arrows, a second pair of arrows, where switching occurs automatically, as claimed in claims 4-6.

Allowable Subject Matter

4. Claims 7, 8 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Conclusion

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to **Jean W. Désir** whose telephone number is (703) 308-9571.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, **John W. Miller**, can be reached at **(703) 305-4795**.

6. Any response to this action should be mailed to:

Commissioner of Patents and Trademarks
Washington, D.C. 20231

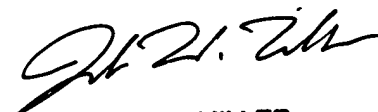
or faxed to:

(703) 872-9314 (for Technology Center 2600 only)

Hand-delivered responses should be brought to Crystal Park II, 2121 Crystal Drive, Arlington, VA, Sixth Floor (Receptionist).

7. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Technology Center 2600 Customer Service Office whose telephone number is (703) 306-0377.

JWD
Feb. 6, 02


JOHN W. MILLER
PATENT EXAMINER